

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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JUN 20 2002

Applicant : Vincent P. Stanton, Jr.

Art Unit : 1655

Serial No. : 09/638,267

Examiner : Chakrabarti, A.

Filed : August 14, 2000

TECH CENTER 1600/2900

Title : GENE SEQUENCE VARIANCE IN GENES RELATED TO FOLATE
METABOLISM HAVING UTILITY IN DETERMINING THE TREATMENT OF
DISEASE

Commissioner for Patents
Washington, D.C. 20231

DECLARATION REGARDING INCORPORATION BY REFERENCE

Applicant hereby declares that the sequence listing appended hereto consists of the same sequence information incorporated by reference into the above-captioned application by means of reference to the GenBank® Accession Number, U09806, for the methylenetetrahydrofolate reductase cDNA sequence. Thus, the sequence in SEQ ID NO:1 consists of the methylenetetrahydrofolate reductase cDNA sequence associated with GenBank® Accession Number U09806 as of the filing date of the above-captioned application modified by the addition of the variances disclosed in the present application at page 190, line 30 to page 101, line 7.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are

CERTIFICATE OF MAILING BY FEDERAL EXPRESS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the U.S. Patent & Trademark Office, 1911 S. Clark Street, Crystal Mall 1, 7th Floor, Arlington, VA 22202.

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Signature Carrie A. Amonte

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punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date

Vincent P. Stanton, Jr.